



VOSH PROGRAM DIRECTIVE: 02-073A

ISSUED: December 15, 1998

SUBJECT: **Inspection Procedures for the Hazardous Waste Operations and Emergency Response Standard, §§ 1910.120 and 1926.65, Paragraph (q): Emergency Response to Hazardous Substance Releases**

A. Purpose.

This directive transmits to field personnel policies and provides clarification to ensure uniform enforcement of paragraph (q) of the Hazardous Waste Operations and Emergency Response Standard (HAZWOPER), §§ 1910.120 and 1926.65, which covers emergency response operations for release of, or substantial threats of releases of, hazardous substances without regard to the location of the hazard.

This Program Directive is an internal guideline, not a statutory or regulatory rule, and is intended to provide instructions to VOSH personnel regarding internal operation of the Virginia Occupational Safety and Health Program and is solely for the benefit of the program. This document is not subject to the Virginia Register Act or the Administrative Process Act; it does not have general application and is not being enforced as having the force of law.

B. Scope.

This directive applies to all VOSH personnel, and specifically to Occupational Health Compliance and Consultation Services personnel.

C. Reference.

OSHA Instruction CPL 2-2.59A (April 24, 1998)

D. Cancellation.

VOSH Program Directive 02-073 (January 15, 1993)

E. Action.

The Deputy Commissioner, Directors and Managers shall assure that the guidelines in this Directive are followed to ensure uniform enforcement of paragraph (q) of the Hazardous Waste Operations and Emergency Response Standard (HAZWOPER), §§ 1910.120 and 1926.65.

F. Effective Date.

December 15, 1998

John Mills Barr
Commissioner

e-Attachment: OSHA Instruction CPL 2-2.59A (April 24, 1998)

[http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=DIRECTIVES
&p_id=1572&p_text_version=FALSE](http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=DIRECTIVES&p_id=1572&p_text_version=FALSE)

Distribution: Commissioner of Labor and Industry
Chief Deputy Commissioner
Deputy Commissioner
Directors and Managers
VOSH Compliance Staff
Cooperative Programs Staff
Legal Support Staff
OSHA Regional Administrator, Region III

When the guidelines, as set forth in this Program Directive, are applied to the Commissioner of the Department of Labor and Industry and/or to Virginia employers, the following federal terms shall be considered to read as below:

Federal Terms

VOSH Equivalent

29 CFR

VOSH Standard

Regional Administrator

Commissioner of Labor and
Industry

Area Director

Deputy Commissioner

Regional Solicitor

Attorney General

Agency

Department

Compliance Safety and Health Officer (CSHO)
and/or Industrial Hygienist

CSHO

Field Inspection Reference Manual (FIRM)

VOSH Field Operations Manual (FOM)